

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

BIOMED PHARMACEUTICALS, INC.,

Plaintiff,

- against -

OXFORD HEALTH PLANS (NY), INC.,

Defendant.

Civil Action No. 1:10-cv-07427-JSR

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Biomed Pharmaceuticals, Inc., Plaintiff in the above-captioned action, hereby appeals to the United States Court of Appeals for the Second Circuit from the Judgment dated June 27, 2012 of the United States District Court for the Southern District of New York which denied Plaintiff's claim for unlawful denial of health insurance benefits pursuant to the Employee Retirement Income Security Act of 1974, 29 U.S.C. § 1132(a)(1)(B).

Dated: July 26, 2012

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CERTIFICATE OF SERVICE

I hereby certify that on July 26, 2012, I caused to be electronically filed PLAINTIFF BIOMED PHARMACEUTICALS, INC.'S NOTICE OF APPEAL and caused to be served a true and correct copy of the aforementioned document by electronic and regular mail upon the following:

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